IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition No. 798 (S/S) of 2006

Raj Kumar,
S/o Sri Ramswaroop,
R/o Village – Belda, Tehsil – Roorkee,
District – Haridwar. **…….Petitioner**

V e r s u s

1. State of Uttaranchal through District Magistrate, Haridwar, District – Haridwar.
2. Additional District Magistrate, Haridwar, District – Haridwar.
3. Sub Divisional Magistrate, Roorkee, District – Haridwar.
4. Tehsildar, Roorkee, District – Haridwar.

…….Respondents

Hon'ble M.M. Ghildiyal, J.

Heard Sri A.V. Pundir, learned counsel for the petitioner and Sri Paresh Tripathi, learned counsel for respondents no. 1 to 4.

Learned counsel for both the parties are agreed to decide the writ petition at its admission stage itself.

By means of this writ petition, the petitioner has prayed for the following reliefs:

(a) issue a writ, order, or direction in the nature of Mandamus commanding / directing the respondents to appoint the petitioner on the post of Seasonal Sangarh Sevak, considering the petitioner's seniority.

(b) to issue a writ, order or direction in the nature of as this Hon'ble Court may deem fit and proper in the circumstances of the case;

(c) cost of the petition be awarded in favour of the petitioner.

The submission of the petitioner, as narrated in the writ petition, is that petitioner was engaged as seasonal collection peon in the year 1986 and continued till 1996, however, after 1996 he has not been provided work on the post of seasonal collection peon. He has further submitted that juniors to the petitioner have been re-engaged on the post of seasonal collection peon. He has raised all his grievances by means of representation dated 21.05.2006 (annexure no. 3 to the writ petition) before District Magistrate, Haridwar.

During the course of argument learned counsel for the petitioner has confined his prayer to the extent that respondent no. 1 i.e. District Magistrate, Haridwar be directed to take decision on the representation of the petitioner.

Without going into the merit of the case, I deem it fit and proper to direct the respondent no. 1 i.e. District Magistrate, Haridwar to take decision on the petitioner's representation dated 21.05.2006 (Annexure No. 3 to the writ petition) within a period of two months from the date of production of certified copy of this order.

With this direction the writ petition is finally disposed of. No order as costs.

(M.M. Ghildiyal, J)

June 20, 2006
SKSharma